

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION  
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT  
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation  
of Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

RICHARD M. GLANTZ, et al.,

Defendants.

Adv. Pro. No. 10-05394 (SMB)

**STIPULATION AND ORDER EXTENDING TIME TO FILE MOTION TO DISMISS  
AND ADJOURNING PRE-TRIAL CONFERENCE AND HEARING**

WHEREAS, on December 9, 2010, Irving H. Picard, as trustee (“Trustee”) for the liquidation of the business of Bernard L. Madoff Investment Securities LLC (“BLMIS”) under the Securities Investor Protection Act, 15 U.S.C. §§ 78aaa *et seq.* and the substantively consolidated estate of Bernard L. Madoff individually, commenced the above-captioned adversary proceeding (the “Adversary Proceeding”); and

WHEREAS, on February 1, 2012, Defendants filed a motion to dismiss the Adversary Proceeding (the “Motion to Dismiss”), which is pending before this Court; and

WHEREAS, by stipulation dated and so ordered on November 14, 2014, which followed prior stipulations and orders extending time, the Trustee's time to amend the complaint in the Adversary Proceeding pursuant to Federal Rule of Bankruptcy Procedure 7015 and Federal Rule of Civil Procedure 15(a)(1)(B) was extended up to and including January 9, 2015; and

WHEREAS, the November 14, 2014 stipulation and order further provided that Defendants would have until March 5, 2015 to supplement the Motion to Dismiss or file a new Motion to Dismiss; and set forth additional dates for briefing and a hearing on the Motion to Dismiss; and

WHEREAS, the Trustee filed an amended complaint in the Adversary Proceeding on January 9, 2015; and

WHEREAS, Defendants have requested additional time to supplement the Motion to Dismiss or file a new Motion to Dismiss, and the parties have conferred and agreed upon the schedule set forth below.

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned herein, as follows:

1. Defendants shall have until April 3, 2015 to supplement the Motion to Dismiss or file a new Motion to Dismiss. The Trustee shall have until June 4, 2015 to serve and file answering papers, if any, to the Motion to Dismiss, and Defendants shall have until August 6, 2015 to serve and file reply papers, if any.

2. The hearing on the Motion to Dismiss is adjourned to September 23, 2015, at 10:00 a.m.

3. The pre-trial conference, which was previously scheduled to be held on May 20, 2015, is adjourned to July 29, 2015, at 10:00 a.m., or otherwise shall proceed in accordance with

applicable court rules.

4. Nothing in this stipulation is a waiver of the parties' right to stipulate to further extensions. Nor is anything in this stipulation a waiver of any party's right to request from the presiding Court a further extension, or of any other party's right to object to any such request.

5. This stipulation may be signed by the parties in any number of counterparts, each of which when so signed shall be an original, but all of which shall together constitute one and the same instrument. A signed facsimile, photostatic or electronic copy of this Stipulation shall be deemed an original.

Dated: New York, New York  
March 4, 2015

BAKER & HOSTETLER LLP

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*Attorneys for Plaintiff Irving H. Picard,  
Trustee for the Substantively Consolidated  
SIPA Liquidation of Bernard L. Madoff  
Investment Securities LLC and the Estate  
of Bernard L. Madoff*

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*Attorneys for Defendants RICHARD M. GLANTZ,  
individually, as trustee of the Richard M. Glantz  
1991 Living Trust, the Edward R. Glantz Living  
Trust, the Thelma Glantz Living Trust, the Glantz-  
Ostrin Trust I, and the Glantz-Ostrin Trust II, and  
as executor of the Estate of Edward R. Glantz and  
the Estate of Thelma Glantz; ELAINE OSTRIN,  
individually and as trustee of the Edward R. Glantz  
Living Trust; THE RICHARD M. GLANTZ 1991  
LIVING TRUST; THE EDWARD R. GLANTZ  
LIVING TRUST; THE ESTATE OF EDWARD R.  
GLANTZ; THE THELMA GLANTZ LIVING  
TRUST; THE ESTATE OF THELMA GLANTZ;  
THE GLANTZ-OSTRIN TRUST I; THE GLANTZ-  
OSTRIN TRUST II; AUSTIN BOSARGE; GRACE*

*& COMPANY; EJS ASSOCIATES, L.P.; JELRIS & ASSOCIATES, L.P.; THE GLANTZ FAMILY FOUNDATION, INC; MERLIN & ASSOCIATES, LTD.; ENHANCEMENT GROUP; LAKEVIEW INVESTMENT, LP; and VISTA MANAGEMENT CO.*

SO ORDERED:

Dated: March 4<sup>th</sup>, 2015  
New York, New York

/s/ STUART M. BERNSTEIN  
HONORABLE STUART M. BERNSTEIN  
UNITED STATES BANKRUPTCY JUDGE